

Excise Inspector, East Godavari Dist (Retd.) for his involvement in Liquor Syndicate Case – Disciplinary action initiated – Delinquent officer placed on his defence before the Tribunal for Disciplinary proceedings – Orders of Hon'ble High Court dated 24.12.2020 in W.P. No 4059/2020 – Implemented – Orders – Issued.

REVENUE (VIGILANCE.I) DEPARTMENT

G.O.Rt.No.19

Dated:11.01.2022
Read the following:

1. From the D.G., ACB, Lr.Rc.No.57/RCO-VKI/2012, Dt:06.11.2012.
2. Govt.Memo.No.49990/Vig.IV/2012, Dated:16.01.2013.
3. Orders dt:24.12.2020 of the Hon'ble High Court in W.P.No.4059 of 2020 filed by Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist.(Retd.)

ORDER:

Whereas, it was brought to the notice of the Government that Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist.(Retd) while he was in service involved in disciplinary case pertaining to liquor syndicate cases of East Godavari District among the other Prohibition & Excise officials. After conducting detailed enquiry, the Director General, Anti Corruption Bureau in his final report dated 16.11.2012 recommended that Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist(Retd.) on his defence before Tribunal for Disciplinary Proceedings (TDP) along with other Prohibition & Excise officials.

NOTIFICATIONS BY GOVERNMENT

2. After careful examination of the recommendations of the D.G., ACB, Government have taken a decision to entrust the case to the Tribunal for Disciplinary Proceedings (TDP) including Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist(Retd.), vide Memo 2nd read above. Further Part-B Notes duly signed by the competent authority were sent to the TDP for regular Inquiry along with other prohibition and Excise Officials vide Govt. Memo dated:17.06.2013. Charge Memo was issued by the Tribunal for Disciplinary Proceedings vide Tribunal Enquiry Case No. 311/2013 dated 03.08.2018.

3. Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist(Retd.), has filed Writ Petition No.4059 of 2020 before the Hon'ble High Court with a prayer to set aside the above said charge memo and requested for pensionary benefits. The Hon'ble High Court has passed the following order on 24.12.2020 in the above Writ Petition:-

"Undisputedly, in the case on hand, the incident of misconduct took place on 05.03.2012 and the charge memo was issued on 03.08.2018 almost after lapse of six years four months 28 days. Therefore, by applying the law laid down in STATE OF UP's case (supra), the charge memo, dated 03.08.2018, is liable to be set aside. In the result, the Writ Petition is allowed setting aside the Charge Memo in Tribunal Enquiry Case No.311/2013, dated 03.08.2018 (Served on 20.08.2018) issued by the 3rd respondent. The Respondents are directed to release the pensionary benefits of the petitioner within three months from today. There shall be no order as to costs. As a sequel, miscellaneous petitions pending, if any, shall stand closed."

5. Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist(Retd.) has filed C.C.No.2080/2021 for not implementing the orders dt:24.12.2020 of learned single Judge passed in W.P. No.4059 of 2020.

7. The Commissioner of Prohibition and Excise shall take further necessary action for releasing the pensionary benefits immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA RADESH)

**Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

Sri N.Amareswara Rao, Prohibition & Excise Inspector, East Godavari Dist(Retd.)
through Commissioner, Prohibition and Excise, Andhra Pradesh, Vijayawada.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.

Copy to:

The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.

The Secretary to Andhra Pradesh Vigilance Commission, Andhra Pradesh
Secretariat, Velagapudi.

The Government Pleader for Services - I, Andhra Pradesh High Court, Amaravati.
w.r.t Writ Peition.No.4059/2020.

The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.

Sf/Sc

// FORWARDED BY ORDER //

SECTION OFFICER